



09-21-06

Atty. Dkt. No. 355491-1250
IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Christopher D. ROBERTS et al.

Title: NUCLEOSIDE DERIVATIVES
FOR TREATING HEPATITIS C
VIRUS INFECTION

Appl. No.: 10/676,956

Filing Date: 9/30/2003

Examiner: Lawrence E. Crane

Art Unit: 1623

Confirmation Number: 1045

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV861931792US (Express Mail Label Number)	19 September 2006 (Date of Deposit)
Laura DiStefano (Printed Name)	
 (Signature)	

TRANSMITTAL

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed herewith for filing in the above-referenced application are the following documents:

1. Supplemental Information Disclosure Statement (2 pgs.);
2. PTO Form SB/08 (1 pg.);
3. Copy of Indian First Examination Report (387/KOLNP/2005) (2 pgs.);
4. One (1) reference as cited on Form SB/08 as Ref. F1 (86 pgs.);
5. Credit Card Payment Form in the amount of \$180.00 (1 pg.)

\$180.00 for Submission of an Information Disclosure Statement
(37 C.F.R. §1.17(p))

6. Return postcard.

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Respectfully submitted,

Date 19 September 2006

By Karen E. Flick

FOLEY & LARDNER LLP
Customer Number: 38706
Telephone: (650) 251-1115
Facsimile: (650) 856-3710

Karen E. Flick
Attorney for Applicant
Registration No. 44,111



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Laura DiStefano

(Printed Name)

(Signature)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants
in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being
submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

Any document listed on the attached PTO/SB/08 was cited as being relevant during the
prosecution of the corresponding Indian application. A copy of the Indian Search Report is
attached setting forth the portion of each document considered relevant by the examiner.

09/22/2006 TTREH1 00000035 10676956

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SVCA_39696.1

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

All of the documents are in English.

A credit card payment form in the amount of \$180.00 is enclosed in accordance with 37 CFR §1.17(p) to cover the fee associated with an information disclosure statement under 37 CFR §1.97(c) in the amount of \$180.00.

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

Although Applicant believes that no fee is required for this Request, the Commissioner is hereby authorized to charge any additional fees which may be required for this Request to Deposit Account No. 50-0872.

Respectfully submitted,

Date 19 September 2006
FOLEY & LARDNER LLP
Customer Number: 38706
Telephone: (650) 251-1115
Facsimile: (650) 856-3710

By Karen E. Flick
Karen E. Flick
Attorney for Applicant
Registration No. 44,111

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

SEP 19 2006
Date Submitted: 19 September 2006
(use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

Application Number	10/676,956
Filing Date	9/30/2003
First Named Inventor	Christopher D. ROBERTS
Group Art Unit	1623
Examiner Name	Lawrence E. Crane
Attorney Docket Number	355491-1250

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
P1	6,500,946			Takamatsu, et al.	12-31-2002	
P2	6,660,721			Devos, et al.	12-09-2003	
P3	6,703,394			Engelhardt, et al.	03-09-2004	

UNPUBLISHED U.S. PATENT APPLICATION DOCUMENTS

Examiner Initials*	Cite No. ¹	U.S. Patent Application Document		Name of Patentee or Applicant of Cited Document	Filing Date of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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FOREIGN PATENT DOCUMENTS

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		Office ³	Number ⁴	Kind Code ⁵ (if known)				
F1	EP	1117669			McGuigan, et al.	04-06-2000		

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶

Examiner Signature

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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